

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

PRECISION METALS CORP.,  
ANTHONY C. FIGLOZZI, and  
THOMAS J. FIGLOZZI,

Plaintiffs,

v.

U.S. DEPARTMENT OF DEFENSE,  
LLOYD J. AUSTIN III, in his official  
capacity as the Secretary of Defense,  
U.S. DEPARTMENT OF THE AIR  
FORCE, FRANK KENDALL, in his  
official capacity as the Secretary of the Air  
Force, DEFENSE LOGISTICS AGENCY,  
MICHELLE C. SKUBIC, in her official  
capacity as the Director of the Defense  
Logistics Agency, JON L. LIGHTNER, in  
his official capacity as the Special Assistant  
for Contracting Integrity of the Defense  
Logistics Agency, and THE UNITED  
STATES OF AMERICA,

Defendants.

Civil No. 22-03761

**PLAINTIFFS' NOTICE OF  
VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE AS TO  
DEFENDANTS U.S.  
DEPARTMENT OF AIR FORCE  
AND FRANK KENDALL**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiffs Precision Metals Corp., Anthony C. Figlozzi, and Thomas J. Figlozzi hereby give notice that the above-captioned action against two of the Defendants - *the U.S. Department of the Air Force and Secretary of Air Force Frank Kendall* – is hereby voluntarily dismissed, without prejudice.

Plaintiffs are not dismissing, at this time, the action as to any of the other named six Defendants including the U.S. Department of Defense, Lloyd J. Austin, III, Defense Logistics Agency, Michelle C. Skubic, Jon L. Lightner, and the United States of America.

Respectfully submitted,

Dated: September 16, 2022

/s/ Todd J. Canni

Todd J. Canni (*pro hac vice*)

J. Matthew Carter (*pro hac vice*)

Kevin R. Massoudi (*pro hac vice*)

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